



02-26-07

~~DAE~~

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No.09/388,857
Filing Date September 1, 1999
Inventor..... Luan C. Tran
Assignee..... Micron Technology, Inc.
Group Art Unit.....2813
Examiner L.M. Schillinger
Attorney's Docket No.MI22-878
Customer No.021567
Title: Semiconductor Processing Methods Of Forming Transistors, Semiconductor
Processing Methods Of Forming Dynamic Random Access Memory Circuitry, And
Related Integrated Circuitry

**PETITION FOR WITHDRAWAL FROM ISSUE UNDER TO 37 C.F.R. §1.313(c)(2) FOR
CONSIDERATION OF AN INFORMATION DISCLOSURE STATEMENT UNDER 37
C.F.R. §1.97 IN A REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER
37 C.F.R. §1.114(a)(1)**

To: Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

From: D. Brent Kenady
Tel. 509-624-4276; Fax 509-838-3424
Wells St. John P.S.
601 W. First Avenue, Suite 1300
Spokane, WA 99201-3828

PETITION

Applicant hereby petitions for the withdrawal of this application from issue
pursuant to 37 C.F.R. § 1.313(c)(2).

02/27/2007 GWORDOF1 00000015 09388857

02 FC:1463 70.00 DA 130.00 OP

PATENT ISSUE FEE

The issue fee for this case was paid on January 31, 2007.

The date the patent is scheduled to issue is March 13, 2006.

REASON FOR WITHDRAWAL REQUEST

Applicant hereby petitions the Commissioner to withdraw this case from issue for consideration of a request of continued examination in compliance with 37 C.F.R. § 1.114.


The request for continued examination is submitted herewith. The request for continued examination is accompanied by a Supplemental Information Disclosure Statement, and references which Applicant requests be considered in determining the patentability of the claims. To insure compliance with Rule 56, Applicant hereby submits this Petition. It seems prudent to reopen prosecution so that the references can be appropriately considered by the Examiner, and for this reason Applicant believes withdrawal of the application from issue is appropriate.

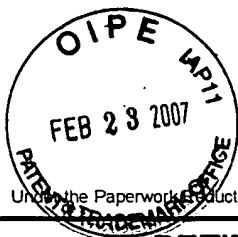
PETITION FEES

A petition fee of \$130.00, as required under 37 C.F.R. § 1.17(h), is submitted herewith.

Respectfully submitted,

Dated: 2-23-07

By: 
D. Brent Kehady
Reg. No. 40,045



PTO/SB/17p (09-06)

Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FEE
Under 37 CFR 1.17(f), (g) & (h)
TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	09/388,857
Filing Date	September 1, 1999
First Named Inventor	Luan C. Tran
Art Unit	2813
Examiner Name	Laura M. Schillinger
Attorney Docket Number	MI22-878

Enclosed is a petition filed under 37 CFR 1.313(c)(2) that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

Payment of Fees (small entity amounts are NOT available for the petition fees)☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 23-0925 :☐ petition fee under 37 CFR 1.17(f), (g) or (h) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☒ Check in the amount of \$ 920.00 is enclosed.☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

- § 1.36(a) - for revocation of a power of attorney by fewer than all applicants
- § 1.53(e) - to accord a filing date.
- § 1.57(a) - to accord a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.183 - to suspend the rules.
- § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463


For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application.
- § 1.47 - for filing by other than all the inventors or a person not the inventor.
- § 1.59 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 - for review of refusal to publish a statutory invention registration.
- § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.956 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 - for expedited handling of a foreign filing license.
- § 5.15 - for changing the scope of a license.
- § 5.25 - for retroactive license.

Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464

For petitions filed under:

- § 1.19(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.91 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.138(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.



Signature
D. Brent Kenady

Typed or printed name

2-23-07

Date
40,045

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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